

SOUTH FLORIDA
REGIONAL TRANSPORTATION
AUTHORITY

BOARD OF DIRECTORS

REGULAR MEETING AGENDA
DECEMBER 12, 2003

8:30 a.m.

(PLEASE NOTE TIME CHANGE)

South Florida Regional Transportation Authority
Board Room
800 NW 33rd Street
Suite 100
Pompano Beach, FL 33064

BOARD OF DIRECTORS MEETINGS ARE SCHEDULED ON THE FOURTH
FRIDAY OF EACH MONTH AT 9:30 A.M.

FOR FURTHER INFORMATION CALL (954) 942-RAIL (7245).
TIME OF MEETINGS IS SUBJECT TO CHANGE.

Board of Directors

Dr. Barbara Carey-Shuler
James A. Cummings
Allen C. Harper, Vice-Chair

Marie Horenburger
Jeff Koons
John Martinez

Michael D. Masanoff, Chair
Lori Nance Parrish
Bill T. Smith

Executive Director

Joseph Giulietti

BOARD OF DIRECTORS REGULAR MEETING
OF DECEMBER 12, 2003

The meeting will convene at 8:30 a.m., and will be held in the Board Room of the South Florida Regional Transportation Authority, Administrative Offices, 800 NW 33rd Street, Suite 100, Pompano Beach, Florida 33064.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL - Additions, Deletions, Revisions.

DISCUSSION ITEMS –

1. Relationship with Florida Atlantic University
2. Legislative Agenda

MATTERS BY THE PUBLIC - Persons wishing to address the Board are requested to complete an “Appearance Card” and will be limited to three (3) minutes. Please see the Minutes Clerk prior to the meeting.

PUBLIC HEARING 1

ADVERTISED PUBLIC HEARINGS
<p>NOTICE IS HEREBY GIVEN THAT at the Board Meeting of December 12, 2003, the Board of Directors for the South Florida Regional Transportation Authority (SFRTA) will hold a Public Hearing at 9:30 am to receive public input on SFRTA intent to file Section 5307 and Section 5309 Grant Applications with the Federal Transit Administration in the amount of \$72,019,193. All interested individuals and/or groups are invited to attend this meeting and will have an opportunity to present their views and comments, or by responding in writing to the South Florida Regional Transportation Authority, 800 NW 33rd Street, Suite 100, Pompano Beach, FL 33064. Persons wishing to address the Board are requested to complete an “Appearance Card” and will be limited to three (3) minutes. Please see the Minutes Clerk prior to the meeting.</p>

PH 1 - FY 2003-04 grant applications to the Federal Transit Administration

1. Open Public Hearing
2. Close Public Hearing
3. MOTION TO APPROVE: Resolution No. 03-02 permitting staff to submit Fiscal Year 2003-04 grant applications to the Federal Transit Administration (FTA) in order to secure \$72,019,193 in capital and planning funds to support South Florida Regional Transportation Authority’s (SFRTA’s) Program of Projects.

Department: Planning & Cap. Dev. Department Director: Michael Williams
Project Manager: Marie Jarman Contracts Director: N/A

CONSENT AGENDA

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion in the form listed below. If discussion is desired by any Board Member, however, that item may be removed from the Consent Agenda and considered separately.

- C1. MOTION TO APPROVE: Minutes of Board of Directors' Workshop Meeting of October 24, 2003
- C2. MOTION TO APPROVE: Minutes of Board of Directors' Regular Meeting of October 24, 2003.
- C3. MOTION TO APPROVE: Minutes of Board of Directors' Workshop Meeting of November 21, 2003.

REGULAR AGENDA

Those matters included under the Regular Agenda differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion, if so desired.

ENGINEERING

- R1. MOTION TO APPROVE: An easement with FPL for upgraded power to the South Florida Regional Transportation Authority (SFRTA)/Tri-Rail Boynton Beach Station.

Department: Engineering and Construction
P.E.

Department Director: Daniel R. Mazza,

Project Manager: Daniel R. Mazza, P.E.

Contracts Director: Richard A. Wolfe

PLANNING

- R2. MOTION TO APPROVE: Modification to Purchase Order No. 18169 between the South Florida Regional Transportation Authority (SFRTA) and Greenberg Traurig, P.A., for additional legal services under Agreement Number 02-710, for activities related to acquisition of property for the Segment 5 Double Tracking Project, increasing the purchase order by the not-to-exceed amount of \$42,575 (Parcel 117; settlement) or \$64,275 (Parcel 117; litigation), for total purchase order amount not to exceed either \$217,575 (Parcel 117; settlement) or \$239,275 (Parcel 117; litigation).

Department: Planning & Capital Development

Department Director: Michael Williams

Project Manager: Michael Williams

Contracts Director: Richard A. Wolfe

- R3. MOTION TO APPROVE Modification to Purchase Order No. 18225 between South Florida Regional Transportation Authority and Greenberg Traurig, P.A., for additional legal services under Agreement Number 02-710, for activities related to the property acquisition/development at T-REX in Boca Raton, increasing the purchase order by the not-to-exceed amount of \$63,400, for total purchase order amount not to exceed \$244,485.

Department: Planning & Capital Development Department Director: Michael Williams
Project Manager: Michael Williams Contracts Director: Richard A. Wolfe

EXECUTIVE

- R4. MOTION TO APPROVE: Resolution No. 03-03 delegating specific authority to the South Florida Regional Transportation Authority (SFRTA) Construction Oversight Committee, as indicated in the attached resolution (Exhibit 1), and appointing Board Members to serve on the committee.

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

- R5. MOTION TO APPROVE: Resolution No. 03-04 delegating specific authority to the South Florida Regional Transportation Authority (SFRTA) Property Committee, as indicated in the attached resolution (Exhibit 1), and appointing Board Member(s) to serve on the committee.

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

- R6. MOTION TO APPROVE: Resolution No. 03-05 appointing citizen members to serve on the South Florida Regional Transportation Authority (SFRTA) Citizen's Advisory Committee.

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

- R7. MOTION TO APPROVE: Mission, Goals and Objectives for the South Florida Regional Transportation Authority (SFRTA).

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

- R8. MOTION TO APPROVE: One-time cash pay out for South Florida Regional Transportation Authority employees as follows: net five hundred dollars (\$500) for regular and part-time employees; net one thousand dollars (\$1,000) for the ten (10) direct reports to the Executive Director; and net five thousand dollars (\$5,000) for the Executive Director.

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

LEGAL

- R9. MOTION TO APPROVE: A three (3) year contract for the Executive Director, effective September 1, 2003.

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

- R10. MOTION TO APPROVE: Approval of legal conflict waiver for Greenberg Traurig, P.A. to represent the South Florida Regional Transportation Authority (SFRTA) in the sale of the Boca Military Trail property.

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

- R11. MOTION TO APPROVE: The Rules of Procedure for the South Florida Regional Transportation Authority (SFRTA).

Department: Executive
Project Manager: N/A

Department Director: Joseph Giulietti
Contracts Director: N/A

R12. CLOSED DOOR MEETING

<p style="text-align: center;">ADVERTISED CLOSED DOOR MEETING</p> <p>NOTICE IS HEREBY GIVEN THAT THE BOARD FOR THE SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY (FORMERLY TRI-COUNTY COMMUTER RAIL AUTHORITY) will hold an attorney-client closed door meeting, pursuant to Section 286.011(8), F.S., on Friday, December 12, 2003. The meeting will convene at 9:30 a.m in the Main Conference Room of the South Florida Regional Transportation Authority (Tri-Rail) Headquarters, 800 NW 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you have any questions, please do not hesitate to contact the SFRTA Executive Office at (954) 788-7915.</p> <p>The purpose of the meeting is to discuss settlement negotiations and strategy regarding pending litigation:</p> <p>(1) <u>Tri-County Commuter Rail Authority v. Michael DeSimone, et. al.</u> CASE NO.: CA 02-00247 AA, pending in the 15th Judicial Circuit in and for Palm Beach County</p> <p>In attendance at the meeting will be members of the SFRTA Board, the SFRTA Executive Director, representatives from Greenberg Traurig, general counsel for the South Florida Regional Transportation Authority (Phillip Hutchinson, Gary Dunkel, Bruce Giles-Klein and/or Teresa Moore) and a court reporter.</p> <p>The transcript of this meeting will be made part of the public record upon conclusion of this litigation.</p>
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**Following the Closed Door Meeting, the Board may vote on final action regarding the settlement offer in this litigation.

R13. MOTION TO APPROVE a Memorandum of Understanding between South Florida Regional Transportation Authority and the City of Boca Raton for the Boca Raton Intermodal Transit Station.

Department: Planning and Capital Development
Project Manager: Loraine Kelly-Cargill

Department Director: Michael Williams
Contracts Director: Richard A. Wolfe

INFORMATION / PRESENTATION ITEMS

Action not required, provided for information purposes only.
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I-1. INFORMATION: South Florida Regional Transportation Authority Proposed Draft Initiatives

I-2. INFORMATION: Audit Report

I-3. INFORMATION: Jupiter Corridor Alternatives Analysis Study

I-4. PRESENTATION: South Florida Regional Transportation Authority Logo

MONTHLY REPORTS

Action not required, provided for information purposes only.
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A. ENGINEERING & CONSTRUCTION MONTHLY PROGRESS REPORTS – October

B. RIDERSHIP GRAPHS – October

C. ON-TIME PERFORMANCE GRAPHS – October

D. MARKETING MONTHLY SUMMARY – October

E. BUDGETED INCOME STATEMENT – October

F. PAYMENTS OVER \$2,500.00 – October

G. REVENUE AND FARE EVASION REPORTS – October

H. SOLICITATION SCHEDULE – October

I. CONTRACT ACTIONS EXECUTED UNDER THE EXECUTIVE DIRECTOR'S

AUTHORITY - October

J. CONTRACT ACTIONS EXECUTED UNDER THE CONSTRUCTION OVERSIGHT

COMMITTEE – October

OTHER BUSINESS

EXECUTIVE DIRECTOR REPORTS/COMMENTS

LEGAL COUNSEL COMMENTS

BOARD MEMBER COMMENTS

ADJOURNMENT

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this proceeding, must at least 48 hours prior to the meeting, provide a written request directed to the Executive Office at 800 NW 33rd Street, Suite 100, Pompano Beach, Florida, or telephone (954) 942-RAIL (7245) for assistance; if hearing impaired, telephone (800) 273-7545 (TTY) for assistance.

Any person who decides to appeal any decision made by the Board of Directors for the Tri-County Commuter Rail Authority with respect to any matter considered at this meeting or hearing, will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Persons wishing to address the Board are requested to complete an “Appearance Card” and will be limited to three (3) minutes. Please see the Minutes Clerk prior to the meeting.